

March 26, 2007; Agenda Item No. 15

Resolution No. 07-20

RESOLUTION OF THE SANTA MONICA MOUNTAINS CONSERVANCY AUTHORIZING APPROVAL
FOR WILDLIFE CONSERVATION BOARD PROPOSITION 50 FUNDING PURSUANT TO CHAPTER
10, SECTION 79572 (a)(2), TO THE CITY OF MALIBU FOR ITS PORTION OF THE SOLSTICE
CREEK WATERSHED FISH PASSAGE RESTORATION PROJECT

WHEREAS, The State of California has authorized expenditure of funds from Proposition 50, the Water Quality, Supply and Safe Drinking Water Projects, Coastal Wetlands Purchase and Protection Act to the Santa Monica Mountains Conservancy for capital outlay and grants to acquire and protect coastal wetlands and watersheds; and

WHEREAS, The Santa Monica Mountains Conservancy is authorized to award grants to government agencies pursuant to Section 33204(c) of the Public Resources Code; and

WHEREAS, Section 33211 of the Public Resources Code authorizes the Conservancy to do any and all things necessary to carry out the purposes of Division 23; and

WHEREAS, The Santa Monica Mountains Conservancy is a member entity of the Southern California Steelhead Recovery Coalition; and

WHEREAS, The restoration of Solstice Creek for the enhancement of fish passage is consistent with the Santa Monica Mountains Comprehensive Plan; and

WHEREAS, The City of Malibu has requested the cooperation of the Conservancy in securing Proposition 50 grant funding from the Wildlife Conservation Board for a Solstice Creek barrier culvert removal project; and

WHEREAS, The proposed action is consistent with the Conservancy's Strategic Objectives to implement the Santa Monica Mountains Comprehensive Plan, ensure that Conservancy's expertise is made available where needed, to link key habitat areas strategically to protect species and ecosystems and cooperate with other resource management agencies; and

WHEREAS, The proposed project protects land and water resources; and

WHEREAS, The proposed project implements the goals stated in Proposition 50, Chapter 1, Section 79501(h); and

WHEREAS, Section 79572(a)(2) of Proposition 50 provides that any project financed pursuant to the paragraph within the Santa Monica Mountains Zone shall be by grant from the Wildlife Conservation Board to the Santa Monica Mountains Conservancy; and

WHEREAS, The staff report dated March 26, 2007 further describes the project; and

WHEREAS, The proposed action is categorically exempt from the provisions of the California Environmental Quality Act; NOW

Therefore Be It Resolved, That the Santa Monica Mountains Conservancy hereby:

1. FINDS that the proposed action is categorically exempt from the provisions of the California Environmental Quality Act.
2. FINDS that the proposed action is consistent with implementation of the Santa Monica Mountains Comprehensive Plan.
3. FINDS that the proposed action is consistent with the Conservancy's Strategic Objectives.
4. ADOPTS the staff report and recommendation dated March 26, 2007.
5. AUTHORIZES making an application for Proposition 50 Section 79572 funds and entering into a grant agreement with the Wildlife Conservation Board for the funding of the City of Malibu's Solstice Creek fish passage culvert removal project, in the amount of \$200,000 as described in the staff report.
6. AUTHORIZES making a grant to the City of Malibu or in the alternative authorizes an assignment of the grant from the Wildlife Conservation Board to the City of Malibu.
7. AUTHORIZES the execution of all documents required by the Wildlife Conservation Board pursuant to the conditions of the grant.
8. FURTHER AUTHORIZES the Executive Director to execute the grant agreement and to perform any and all acts necessary to carry out this resolution; without limiting the generality of the foregoing, such authority shall include those provisions that he shall determine in the exclusive exercise of his discretion are necessary to carry out the purposes of this resolution and to comply with the policies of the Conservancy, and to otherwise carry out the provisions of state law and regulations.

~ End of Resolution ~

Agenda Item 15
March 26, 2007
Page 3

I HEREBY CERTIFY that the foregoing resolution was adopted at a meeting of the Santa Monica Mountains Conservancy, regularly noticed and held according to law, on the 26th day of March, 2007, at Pacific Palisades, California.

Dated:

Executive Director